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SEPTEMBER 3, 2002
MAXYGEN, INC.

By: *Julie K. Mause*
Julie K. Mause

Attorney Docket No.: 0179.210US
(formerly Attorney Docket No.:
02-031910US)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Juha Punnonen, et al.

Application No.: 09/886,942

Filed: June 21, 2001

For: **NOVEL CHIMERIC PROMOTERS**

Examiner: Chen, Liping

Art Unit: 1632

**RESPONSE TO RESTRICTION
REQUIREMENT UNDER
35 U.S.C. § 121 AND
PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated July 3, 2002, Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks. The following documents are enclosed herewith:

- 1) A marked up copy of the claims;
- 2) A courtesy copy of the pending claims;
- 3) A Petition for Extension of Time Under 37 C.F.R. § 1.136(a) to extend the period

of response for one month from August 2, 2002 to September 3, 2002 (September 2, 2002 being a national holiday);

- 4) Fee Transmittal;
- 5) Transmittal Form; and
- 6) Request for Change of Correspondence Address.

Prior to examination of the above-identified application, please enter the following amendments and remarks.

IN THE SPECIFICATION:

Please amend the specification as follows:

On the cover page, line 1, please delete "Attorney Docket No: 02-031910US" and

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